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PARTICLE INDUSTRIES, INC.  
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14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 OAKLAND DIVISION  
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18 SOCIAL POSITIONING INPUT  
SYSTEMS, LLC,  
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20 Plaintiff,  
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22 v.  
PARTICLE INDUSTRIES, INC.,  
Defendant.  
23  
24 Defendant.

Case No. 3:21-cv-00464-JST

**STIPULATION TO EXTEND TIME  
TO RESPOND TO COMPLAINT AND  
CASE MANAGEMENT  
CONFERENCE RELATED DATES;  
[PROPOSED ORDER]**

25 WHEREAS, Plaintiff Social Positioning Input Systems, LLC (“SPIS”) filed its Complaint in  
26 this action on January 20, 2021 (Dkt. No. 1);

27 WHEREAS Defendant Particle Industries, Inc. (“Particle”) was served on March 23, 2021 and  
28

1 accordingly any response to the Complaint is currently due April 13, 2021;

2 WHEREAS, the parties have conferred on a date to respond to the complaint;

3 WHEREAS, the parties have agreed that Particle shall have up to and including May 13, 2021,  
4 to respond to the Complaint.

5 NOW, THEREFORE, pursuant to Civil Local Rule 6-1(a), the Parties hereby stipulate that  
6 Particle has up to and including May 13, 2021 to respond to the Complaint.

7 WHEREAS, the Parties hereby stipulate and respectfully request pursuant to Civil Local  
8 Rule 6-2 that the Court continue the Initial Case Management Conference in this case from April 20,  
9 2021, to July 13, 2021 or the next available date thereafter that is convenient to the Court, for the  
10 reasons explained below:

11 1. On February 18, 2021, the Court scheduled an Initial CMC for April 20, 2021 (ECF  
12 No. 10).

13 2. On February 18, 2021, the Court indicated that the Joint Case Management Conference  
14 Statement is due April 13, 2021 by 5:00 P.M. (ECF No. 10).

15 3. Due to the request for extension of time to Respond to the Complaint, the parties have  
16 agreed to this stipulated request to continue the Initial Case Management Conference and the Joint  
17 Case Management Conference Statement to July 13, 2021 or the next available date thereafter.

18 4. The parties believe that the extension will provide the necessary time for the parties to  
19 attempt to resolve the case without the Court's intervention.

20 5. There have been no other previous time modifications in the case and there will no  
21 other effect on the schedule of the case due to the stipulated and requested time modifications.

22 THEREFORE, THE PARTIES HEREBY STIPULATE and respectfully request that the  
23 Initial Case Management Conference be continued from April 20, 2021 and the due date for the Joint  
24 Case Management Conference Statement be continued from April 13, 2021.

25 **IT IS SO STIPULATED.**

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1 Dated: April 6, 2021

SML AVVOCATI P.C.  
STEPHEN M. LOBBIN (181185)

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3  
4 /s/ Stephen M. Lobbin

5 Stephen M. Lobbin  
6 Attorneys for Plaintiff  
7 Social Positioning Input Systems, LLC

8 Dated: April 6, 2021

9 COOLEY LLP  
10 REUBEN H. CHEN (228725)  
11 LAM K. NGUYEN (265285)

12 /s/ Reuben H. Chen

13 Reuben H. Chen (228725)  
14 Attorneys for Defendant  
15 Particle Industries, LLC  
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**LOCAL RULE 5-1(i)(3) ATTESTATION**

The undersigned attests that the concurrence in the filing of the foregoing document was obtained from all of its signatories.

Dated: April 6, 2021

COOLEY LLP

/s/ Reuben H. Chen  
Reuben H. Chen (228725)  
Attorneys for Defendant  
Particle Industries, LLC

**[PROPOSED] ORDER**

Pursuant to the Stipulation, IT IS SO ORDERED. Particle may have up to and including May 13, 2021 to respond to SPIS's Complaint.

The Court continues the Initial CMC from April 20, 2021 to \_\_\_\_\_. The due date for the Joint Case Management Conference Statement shall be continued from April 13, 2021 to \_\_\_\_\_.

Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Jon S. Tigar  
United States District Court  
Northern District of California